

Respectfully submitted,

/s/ Russell D. Cawyer

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ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

On January 6, 2016, I electronically submitted the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. I hereby certify that I have served all counsel and/or pro se parties of record electronically or by another manner authorized by Federal Rule of Civil Procedure 5 (b)(2).

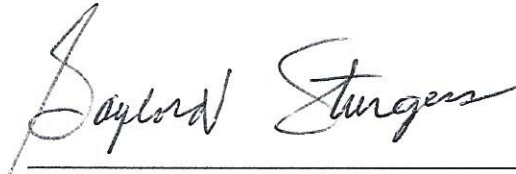
/s/ Russell D. Cawyer

Russell D. Cawyer

4. “When Ms. Carter gave me the file folder later in the deposition, the contents appeared to be different from what I observed prior to the start of the deposition. The handwriting I saw on the top page of the file folder prior to the start of the deposition had a lot more handwriting on it than the single sheet of paper with a short list of grocery items on it. The handwriting with the short list of grocery items was not the document with handwriting I saw on top of the folder right before the deposition started as it did not have nearly the same amount of handwriting on it. Additionally, the papers that I observed on the file folder before the deposition started appeared to be thicker than the documents that were turned over to me with the file folder.

5. “Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.”

Executed on December 30, 2015.



Gaylord Sturgess